

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:09-cv-02306-EGS**

NEURALSTEM, INC. v. KAPPOS  
Assigned to: Judge Emmet G. Sullivan  
Cause: 35:145 Patent Infringement

Date Filed: 12/04/2009  
Date Terminated: 02/26/2010  
Jury Demand: None  
Nature of Suit: 890 Other Statutory Actions  
Jurisdiction: U.S. Government Defendant

| Date Filed | # | Docket Text  |
|------------|---|--|
| 02/26/2010 |   | MINUTE ORDER. Upon consideration of <u>7</u> defendant's consent motion to remand, the Court hereby REMANDS this action to the United States Patent and Trademark Office for recalculation and adjustment of the disputed patent term in accordance with the decision of the United States Court of Appeals for the Federal Circuit in Wyeth & Elan Pharma International Ltd. v. Kappos, 591 F.3d 1364 (Fed. Cir. 2010). In view of this remand, plaintiff's action is hereby DISMISSED without prejudice subject to a motion for reconsideration for good cause shown upon completion of the agency's recalculation and adjustment. Signed by Judge Emmet G. Sullivan on February 26, 2010. (lcegs2 ) (Entered: 02/26/2010) |